

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA ) NO. CR06-232 JLR

vs. ) MINUTE ORDER

**PHILLIP GRINER** )

The following Minute Order is made by direction of the Court, the Honorable James L. Robart, U.S. District Judge:

This matter comes before the court upon the court's request for additional authorities and Defendant Griner's supplemental motion to suppress custodial statements (Dkt. 24).

The court has reviewed the authorities submitted by both parties. It is clear that a defendant may selectively waive his Miranda rights by answering some questions but not others. Michigan v. Mosley, 423 U.S. 96, 103-04 (1975). Based on the court's understanding of the events at Mr. Griner's interview, there was no violation of Mr. Griner's Miranda rights by the U.S. agents who questioned defendant on some issues, honored Defendant's statements that he didn't want to talk about two specific issues and stopped the interview when Mr. Griner requested a lawyer.

The Motion [Dkt. 24] is DENIED.

Filed and entered this 26th day of October, 2006.

BRUCE RIFKIN, Clerk

\s\ C. Condon

By \_\_\_\_\_  
Casey Condon  
Deputy Clerk

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